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Attorneys for Plaintiff
 10 UNITED STATES OF AMERICA

11 UNITED STATES DISTRICT COURT

12 FOR THE CENTRAL DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 ROBERT RUNDO, et al.,

17 Defendants.

No. CR 18-759-CJC

[PROPOSED] ORDER CONTINUING TRIAL
DATE AND FINDINGS REGARDING
EXCLUDABLE TIME PERIODS PURSUANT
TO SPEEDY TRIAL ACT

[PROPOSED] TRIAL DATE: 12/12/2023
[PROPOSED] PRETRIAL
CONFERENCE: 12/04/2023
[PROPOSED] MOTIONS
HEARING: 11/16/2023

21 The Court has read and considered the Stipulation Regarding
 22 Request for (1) Continuance of Trial Date and (2) Findings of
 23 Excludable Time Periods Pursuant to Speedy Trial Act, filed by in
 24 this matter on February 9, 2023. The Court hereby finds that the
 25 Stipulation, which this Court incorporates by reference into this
 26 Order, demonstrates facts that support a continuance of the trial
 27 date in this matter, and provides good cause for a finding of
 28 excludable time pursuant to the Speedy Trial Act, 18 U.S.C. § 3161.

1 The Court further finds that: (i) the ends of justice served by
2 the continuance outweigh the best interest of the public and
3 defendants in a speedy trial; (ii) failure to grant the continuance
4 would be likely to make a continuation of the proceeding impossible,
5 or result in a miscarriage of justice; (iii) failure to grant the
6 continuance would unreasonably deny defendant continuity of counsel
7 and would deny defense counsel the reasonable time necessary for
8 effective preparation, taking into account the exercise of due
9 diligence; and (iv) the continuance represents a reasonable period of
10 delay as the defendants are joined for trial, the time for trial has
11 not run, and no motion for severance has been granted.

12 THEREFORE, FOR GOOD CAUSE SHOWN:

13 1. The trial in this matter is continued to December 12, 2023.
14 The Pretrial Conference is continued to December 4, 2023.

15 2. A motion schedule is set as follows: motions to be filed by
16 October 5, 2023; oppositions to be filed by October 26, 2023; replies
17 to be filed by November 2, 2023; and any motions hearing on November
18 16, 2023.

19 3. The time period from March 28, 2023 to December 12, 2023,
20 inclusive, is excluded in computing the time within which the trial
21 must commence, pursuant to 18 U.S.C. §§ 3161(h)(6), (h)(7)(A),
22 (h)(7)(B)(i), and (B)(iv).

23 4. Nothing in this Order shall preclude a finding that other
24 provisions of the Speedy Trial Act dictate that additional time
25 periods are excluded from the period within which trial must
26 commence. Moreover, the same provisions and/or other provisions of
27 the Speedy Trial Act may in the future authorize the exclusion of
28 //

1 additional time periods from the period within which trial must
2 commence.

3 IT IS SO ORDERED.

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5 _____
6 DATE

7 THE HONORABLE CORMAC J. CARNEY
8 UNITED STATES DISTRICT JUDGE

9 Presented by:

10 _____
11 /s/ *Maria Jhai*

MARIA JHAI

12 Assistant United States Attorney
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